IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 18TH OCTOBER 2007 / 26TH ASWINA 1929

Crl.Rev.Pet.No. 3750 of 2007()

CRA.441/2004 of ADDL. SESSIONS COURT (ADHOC), KOLLAM
CC.1305/2001 of JUDL.MAGISTRATE OF FIRST CLASS-III, PUNALUR

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REVN. PETITIONER:

PADMA, W/O. RAVI, PADMA BHAVAN,
THOLICODE, PUNALUR VILLAGE, PUNALUR

BY ADV. SRI.MANOJ RAMASWAMY

RESPONDENTS:

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1. G. BHARGAVAN, S/O. GOVINDAN ACHARY,
SOBHA NILAYAM, MANJAMAN KALA, PUNALUR

2. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA

PUBLIC PROSECUTOR SRI. K.M. FIROZ

BY ADV. SMT.VIVEEJA RAVEENDRAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18-10-2007 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No. 3750 of 2007

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Dated: 18th October 2007

ORDER

The accused in C.C. No. 1305 of 2001 on th**e file** of the J.F.C.M - III, Punalur for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 11030 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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